

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

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Serial No.: 09/631,941

Filed: August 3, 2000

Confirmation No.: 9312

Group Art Unit: 2665

Examiner: T. Volper

Customer No.: 34610

For: METHOD OF TRANSMITTING NON-ORTHOGONAL PHYSICAL  
CHANNELS IN THE COMMUNICATIONS SYSTEM

**NOTICE OF APPEAL**  
**FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS**

U.S. Patent and Trademark Office  
Customer Service Window, Mail Stop Appeal Brief-Patents  
Randolph Building  
401 Dulany Street  
Arlington, Virginia 22314

Sir:

This Notice of Appeal and Petition for Extension of Time is being filed because the Patent Office has not responded to the Amendment After Final filed on November 8, 2004. Accordingly, applicant respectfully requests a refund of the fees associated with this filing.

Applicant hereby appeals to the Board of Appeals from the decision dated August 6, 2004 of the Primary Examiner finally rejecting claims 1 and 3-27.

☒ Appeal Fee \$500.00 and a Three-Month Extension of Time \$1,020.00.

☐ Charge to Deposit Account No. 16-0607.

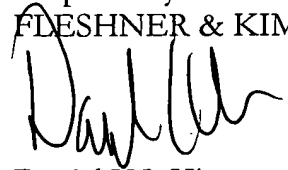
To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 16-0607 and please credit any excess fees to such deposit account.

02/08/2005 SDENBOB1 00000022 09631941

01 FC:1401 500.00 OP  
02 FC:1253 1020.00 OP

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Date: February 7, 2004

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